

# COMMON COUNCIL MEETING MINUTES

MONDAY, FEBRUARY 5, 2007 – 6:00 P.M.  
COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE

## MEMBERS PRESENT:

Mayor James Brainard, Council President Joseph C. Griffiths, Council Members Richard L. Sharp, Kevin Kirby, Ronald E. Carter, Mark Rattermann, Fredrick J. Glaser, Clerk-Treasurer Diana L. Cordray and Deputy Clerk-Treasurer Lois Fine.

Councilor Brian D. Mayo was not in attendance.

Carmel Police Chaplain, George Davis, pronounced the Invocation.

Mayor Brainard led the Pledge of Allegiance.

## RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:

Mayor Brainard introduced Nancy Chance, Good Samaritan Network. Ms. Chance presented an award to the Carmel Fire Department, Carmel FOP and Carmel Financial for their help to those less fortunate within our community.

## APPROVAL OF MINUTES:

Councilor Kirby made a motion to approve the Minutes of the January 22, 2007 Special Meeting. Councilor Sharp seconded. There was no Council discussion. Council President Griffiths called for the question. The Minutes were approved 6-0.

## RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:

Karen Carter (attachment 1)  
Marnin Spigelman  
(D-1843-07, Z-500-06)

918 E. Auman Drive, Carmel, IN  
11816 Harvard Lane, Carmel, IN

## COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:

There were none.

## ACTION ON MAYORAL VETOES:

There were none.

## **CLAIMS:**

Councilor Sharp made a motion to approve claims in the amount of \$3,168,098.37. Councilor Carter seconded. There was no Council discussion. Council President Griffiths called for the question. Claims were approved 6-0.

## **COMMITTEE REPORTS:**

Councilor Kirby reported that the Finance, Administration and Rules Committee had not met.

Councilor Sharp reported that the Land Use, Annexation and Economic Development Committee met and discussed Ordinance D-1843-07 which will remain in committee.

Councilor Carter reported that the Parks, Recreation and Arts Committee had not met.

Councilor Kirby reported that the Utilities, Transportation and Public Safety Committee had not met.

## **OLD BUSINESS**

**Second Reading of Ordinance D-1842-07;** An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 8, Article 5, Section 8-47(a), of the Carmel City Code by Adding an Additional Sub-Paragraph Thereto (No Parking Areas); Sponsor: Councilor Carter. (Utilities Transportation and Public Safety Committee 2/12/07). This item was not discussed.

**Second Reading of Ordinance D-1843-07;** An Ordinance of the Common Council of the City of Carmel, Indiana, Regulating Massage Establishments and Massage Technicians; Sponsor(s): Councilor(s) Sharp and Carter. (Land Use, Annexation and Economic Development Committee 2/8/07). This item was not discussed.

**Fifth Reading of Ordinance Z-500-06;** An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing the Park Place (Retirement Community) Planned Unit Development District (Guilford Road and 116<sup>th</sup> Street); Sponsor: Councilor Sharp. (Land Use, Annexation and Economic Development Committee 1/11/07, continuance requested until 2/8/07). This item was not discussed.

## **PUBLIC HEARINGS**

There were none.

## **NEW BUSINESS**

Council President Griffiths announced the **First Reading of Ordinance D-1844-07;** An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing the Brookshire City Golf Course Fund (Fund 905). Councilor Carter made a motion to move this item into business. Councilor Sharp seconded. Councilor Carter presented this item to Council. Clerk-Treasurer Diana L. Cordray addressed the Council. Councilor Sharp made a motion to suspend the rules and not send this item to committee and vote this evening. Councilor Kirby seconded. There was brief Council discussion. Council President

Griffiths called for the question. The motion to suspend the rules and not send this item to committee was approved 6-0. There was no Council discussion. Councilor Sharp made a motion to approve Ordinance D-1844-07. Councilor Carter seconded. There was no Council discussion. Council President Griffiths called for the question. **Ordinance D-1844-07** was adopted 6-0.

Council President Griffiths announced the **First Reading of Ordinance D-1845-07**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 4, Section 2-114(a) of the Carmel City Code (Petty Cash for Brookshire City Golf Course). Councilor Sharp made a motion to move this item into business. Councilor Kirby seconded. Councilor Carter presented this item to Council and made a motion to suspend the rules and not send this item to committee and vote this evening. Councilor Sharp seconded. There was brief Council discussion. Councilor Glaser referred to Clerk-Treasurer Diana L. Cordray for clarification. Council President Griffiths called for the question. The motion to suspend the rules and not send this item to committee was approved 6-0. There was no Council discussion. Council President Griffiths called for the question. **Ordinance D-1845-07** was adopted 6-0.

Council President Griffiths announced the **First Reading of Ordinance A-94-07**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Certain Sections in Chapter 9, Article 2, Division IV, of the Carmel City Code (Non-Recurring Water Rates and Charges). Councilor Sharp made a motion to move this item into business. Councilor Kirby seconded. Councilor Kirby presented this item to Council and referred to John Duffy, Director of Utilities, for additional presentation to Council. There was brief Council discussion. Council President Griffiths referred Ordinance A-94-07 to the Finance, Administration and Rules Committee for further review and consideration.

## **OTHER BUSINESS**

### City Council Appointments

Carmel-Clay Public Library Board of Trustees (term expires 12/31/07) one appointment

This item was not discussed and was removed from the agenda.

## **ANNOUNCEMENTS**

There were none.

## **EXECUTION OF DOCUMENTS**

Mayor Brainard adjourned the meeting at 6:55 p.m.

## **ADJOURNMENT**

Respectfully submitted,

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Clerk-Treasurer Diana L. Cordray, IAMC

Approved,

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Mayor James Brainard

ATTEST:

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Clerk-Treasurer Diana L. Cordray, IAMC